



Paper 5

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**COPY MAILED**

**JUN 12 2002**

In re Application of  
Pees et al.  
Application No. 09/840,488  
Filed: April 23, 2001  
Attorney Docket No. 33350-03

OFFICE OF PETITIONS  
DECISION ON PETITION

This is a decision on the petition under 37 CFR §1.137(b) filed March 28, 2002 to revive the above-identified application.

This above-identified application became abandoned for failure to file a response to a Notice to file Missing Parts of a Nonprovisional Application which was mailed on June 8, 2001. The Notice to File Missing Parts set a two (2) month period for reply. No extensions of time were obtained under the provisions of 37 CFR §1.136(a). Accordingly, this application became abandoned on August 9, 2000. This decision precedes the mailing of a Notice of Abandonment.

The requirements for a grantable petition under 37 CFR §1.137(b) have been met. This petition is hereby **Granted**.

The Office acknowledges receipt of the declaration and power of attorney submitted with the instant petition from prior application 09/272,916.<sup>1</sup>

Deposit account 02-1197 has been charged the \$1280.00 petition to revive fee pursuant to 37 CFR 1.17(m) and the \$130.00 late oath or declaration fee pursuant to 37 CFR 1.16(e).

The address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition. However, the Office will mail all future correspondence solely to the address of record.

This application is being forwarded to the Office of Initial Patent Examination for further processing of the application.

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<sup>1</sup> See 37 CFR 1.63.

Telephone inquiries concerning this matter should be directed to Petitions Attorney Charlema R. Grant at (703) 306-0251.

A handwritten signature in black ink, appearing to read "Charlema R. Grant", with a stylized flourish at the end.

Charlema R. Grant  
Petitions Attorney  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

cc: Barbara V. Maurer  
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